

011504

16367 U.S. PTO

UTILITY

PATENT APPLICATION
TRANSMITTAL(Only for new nonprovisional applications
under 37 CFR 1.53(b))Attorney Docket No.: D/A1377
XERZ 2 00474

Total Pages: 24

First Named Inventor or Application Identifier

Eric A. Merz

Express Mail Label No.: EL 998013853 US

APPLICATION ELEMENTS

See MPEP Chapter 600 concerning
utility patent application contents.

ADDRESS TO:

Mail Stop: Patent Application
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-145016834 U.S. PTO
10/758406

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification (Total Pages: 16)
(incl. claims and Abstract)
3. ☒ Drawing(s) (35 USC 113) (Total Sheets: 3)
☐ Informal ☒ Formal
Use Figure 1 for front page of Publication.
4. ☒ Oath or Declaration (Total Pages: 2)
a. ☒ Newly executed
(original or copy)
b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 5 below]
☐ i. DELETION OF INVENTOR(S)
Signed statement attached deleting
Inventor(s) named in the prior application,
see 37 CFR 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference
(usable if Box 4b is checked)
The entire disclosure of the prior application, from
which a copy of the oath or declaration is supplied
under Box 4b, is considered as being part of the
disclosure of the accompanying application and is
hereby incorporated by reference therein.

6. ☐ Microfiche Computer Program (Appendix)
7. Nucleotide and/or Amino Acid Sequence Submission
(If applicable, all necessary)
a. ☐ Computer Readable Copy
b. ☐ Paper Copy (Identical to computer copy)
c. ☐ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

8. ☒ Assignment Papers (cover sheet & document(s))
9. ☐ 37 CFR 3.73(b) Statement ☒ Power of Attorney
(when there is an assignee)
10. ☐ English Translation Document (if applicable)
11. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. ☐ Small Entity Statement(s) ☐ Statement filed in prior application,
Status still proper and desired
15. ☐ Certified Copy of Priority Document(s)
(If foreign priority is claimed)
16. ☐ Other:

17. ☐ If a CONTINUING APPLICATION, check appropriate box and supply the requisite information:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: /

18. CORRESPONDENCE ADDRESS

- ☐ Same as prior application ☒ Correspondence address below

NAME Patrick D. Floyd
FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP

ADDRESS 1100 SUPERIOR AVENUE, SEVENTH FLOOR

CITY CLEVELAND STATE OH ZIP CODE 44114-2579

COUNTRY USA TELEPHONE (216) 861-5582 FAX (216) 241-1666

19. ☒ The filing fee is calculated below:

Date of Deposit: January 15, 2004
I hereby certify that this paper and/or fee is being deposited with the United States Postal
Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date
indicated above and is addressed to the Commissioner For Patents, P.O. Box 1450,
Alexandria, VA 22313-1450.
Roseanne Giuliani
Roseanne Giuliani

CLAIMS AS FILED, LESS ANY CLAIMS CANCELED BY ABOVE-INDICATED AMENDMENT(S)				
(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c))	66 - 20 =	46	x \$ 18	= \$828.00
INDEPENDENT CLAIMS (37 CFR 1.16(b))	4 - 3 =	1	x \$ 86	= \$86.00
MULTIPLE DEPENDENT CLAIMS (IF APPLICABLE) (37 CFR 1.16(d))		ANY -- 0	\$ 290	= \$0.00
BASIC FEE (37 CFR 1.16(a))				\$770.00
TOTAL				= \$ 1,684.00

20. ☒ The Commissioner is hereby authorized to charge any filing or prosecution fees which may be required, under 37 CFR 1.16, 1.17, and 1.21 (but not 1.18), or to credit any overpayment, to **Xerox Corporation**, Account No. 24-0037. *An additional copy of this form is enclosed.*

21. ☒ This is an authorization under 37 CFR 1.136(a)(3) to treat any concurrent or future reply, requiring a petition for extension of time, as incorporating a petition for the appropriate extension of time.

22. ☐ A CIP declaration is enclosed.

23. ☒ Power of Attorney

- a. ☐ The power of attorney appears in the original papers of the enclosed prior application.
b. ☐ Enclosed is a copy of the declaration and power of attorney from the enclosed prior application.
c. ☒ A new declaration with power of attorney is enclosed.

24. ☐ The following inventors named in the prior application are deleted per 37 CFR 1.53(b)(1), 1.63(d)(2) and 1.33 (b):

25. ☐ This application is adding one or more inventors under 37 CFR 1.48 to a previously executed application, with an enclosed: petition, fee, newly executed declaration from all inventors, and written consent of the assignee.

26. ☐ This application claims the priority benefit of one or more Provisional Application No(s). and the first sentence of this application has been or will be amended to so indicate.

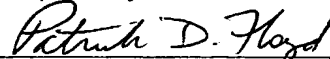
27. ☐ This application is NOT to be published under 35 U.S.C. 122(b). The undersigned attorney or agent hereby certifies pursuant to 37 CFR §1.213, that the invention disclosed in this application has not been and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

28. ☒ The assignee of this application to be indicated on its publication is **Xerox Corporation**.

29. ☐ Other paper(s) enclosed:

January 15, 2004
Date

Respectfully submitted,



Patrick D. Floyd
Signature per 37 CFR 1.33 & 34
Registration No. 39,671
FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP
1100 Superior Avenue - 7th Floor
Cleveland, OH 44114-2579
Telephone No. (216) 861-5582